THE HON'BLE SRI JUSTICE V.V.S.RAO

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WRIT PETITION No.1007 of 2006

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Dated:18.03.2006

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Between:

Malipeddi Appa Rao, and others.

…Petitioner

And

The District Collector, East Godavari District at Kakinada, and others.

…Respondents

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THE HON'BLE SRI JUSTICE V.V.S.RAO

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WRIT PETITION No.1007 of 2006

ORDER:

The petitioners, who are 71 in number, are residents of Ponnada, Moolapet, Ramanakkapet, Ravivaripodu Villages of U.Kothapalli Mandal, East Godavari District. These Villages are situated near Kakinada Port. The first respondent herein issued a notification under Section 4 of the Land Acquisition Act, 1894 (for short 'the Act') proposing to acquire the lands of the petitioners for establishment of Special Economic Zones (SEZ) for refinery and other industries. After coming to know about the notification, the petitioners made a representation to the second respondent requesting to furnish information regarding the subject matters they raised in the said application. They also referred to Right to Information Act, 2005. They, *inter alia,* requested the second respondent to furnish the list of the industries to be set up in SEZ, the nature and functioning of SEZ, the persons or institutions setting up industries and the like. As no information was furnished, apprehending that the respondents might conduct enquiry under Section 5-A and proceed further under the Act, the present Writ Petition is filed.

Though the learned Counsel for the petitioners made strenuous submissions for some time, having regard to the Special Economic Zones, Act, 2005, which contains sufficient information on the queries raised by the petitioners before the second respondent, the learned counsel for the petitioners, submits that the second respondent may be directed to consider the representation of the petitioners. He also seeks time to submit objections to the acquisition. The same is not opposed by the learned Assistant Government Pleader for Revenue (General).

This Writ Petition is, accordingly, disposed of giving liberty to the petitioners to file objections before the second respondent within a period of ten days from the date of receipt of a copy of this order. As and when such objections are filed, the second respondent shall consider the same and submit report to the first respondent for appropriate necessary action in the matter. No costs.

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(V.V.S.RAO, J)

18.03.2006

vs